

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

NETLIST, INC.,)	
)	
Plaintiff,)	
)	Case No. 2:25-cv-557-JRG
vs.)	
)	JURY TRIAL DEMANDED
SAMSUNG ELECTRONICS CO., LTD.,)	(Lead Case)
SAMSUNG ELECTRONICS AMERICA,)	
INC., SAMSUNG SEMICONDUCTOR,)	
INC.; AVNET, INC.,)	
)	
Defendants.)	
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NETLIST, INC.,)	
)	
Plaintiff,)	
)	Case No. 2:25-cv-558-JRG
vs.)	
)	JURY TRIAL DEMANDED
MICRON TECHNOLOGY, INC.,)	(Member Case)
MICRON SEMICONDUCTOR)	
PRODUCTS INC., MICRON)	
TECHNOLOGY TEXAS LLC, AVNET,)	
INC.)	
)	
Defendants.)	

JOINT MOTION TO EXTEND THE BRIEFING SCHEDULE

On June 17, 2025, the Micron Defendants filed a motion to dismiss (2:25-cv-558, Dkt. 11) the Complaint (2:25-cv-558, Dkt 1), asserting, among other things, improper venue. The parties filed a joint motion to extend the briefing schedule for that motion to dismiss and to conduct discovery related to venue. Dkt 13. While that motion was pending, Netlist filed an amended complaint against Micron, mooting Micron's first motion to dismiss. Dkt. 15. The Court granted the first joint motion, extending the briefing schedule and authorizing discovery on venue. Dkt. 20. Netlist has served discovery requests pursuant to that order. Micron then filed a motion to dismiss Netlist's amended complaint, again asserting, among other things, improper venue. Dkt. 28.

The briefing schedule in the Court's prior Order (Dkt. 20) depended on whether motions to compel were filed and when the previously ordered discovery completed, and that schedule is copied below for ease of reference:

1. If no motion to compel or motions for a protective order are filed:
 - a. Depositions will be completed by August 22, 2025
 - b. Netlist will file its Opposition to Micron's Motion to dismiss by August 29, 2025
 - c. Micron will file its reply by September 15, 2025
 - d. Netlist will file its sur-reply by September 24, 2025
2. If a motion to compel or a motion for a protective order is filed:
 - a. Depositions shall be conducted within twenty-one (21) days of completion of all written discovery, including any supplements, or the denial of all motions to compel.
 - b. Netlist to file its Opposition to Micron's Motion to dismiss within fourteen (14) days after the completion of the foregoing written and deposition discovery or the denial of all motions to compel.

c. Micron to file its Reply in support of its Motion with fourteen (14) days after Netlist files its Opposition.

d. Netlist to file its sur-reply within nine (9) days after Micron's Reply

The parties have agreed that the same extended briefing schedule should apply to Micron's motion to dismiss Netlist's amended complaint (Dkt. 28). Therefore, the parties move the Court to grant this joint motion and enter the proposed venue discovery order.

Dated: July 30, 2025

Respectfully submitted,

/s/ Jennifer Truelove

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***Attorneys for Defendants Micron
Technology, Inc., Micron Semiconductor
Products, Inc., and Micron Technology
Texas, LLC***

CERTIFICATE OF SERVICE

I hereby certify that, on July 30, 2025, a copy of the foregoing was served to all counsel of record via the Court CM/ECF system.

/s/Andrew Henderson

Andrew Henderson

CERTIFICATE OF CONFERENCE

Pursuant to Local Rule CV-7(h), I hereby certify that, on July 30, 2025, counsel for Plaintiff met and conferred with counsel for Defendants on this motion. The parties reached an agreement as reflected in this joint motion.

/s/Jason Sheasby

Jason Sheasby